

MESSAGE NO: 9091203 MESSAGE DATE: 04/01/2009

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE 3078201
MESSAGE #
(s):

CASE #(s): A-570-863

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 12/01/2007 TO 11/30/2008

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR PARTIAL RECISSION OF ANTIDUMPING ORDER
ON HONEY FROM CHINA (A-570-863); EXCLUDE ENTRIES AFFECTED BY INJUNCTION IN
PARA. 4

MESSAGE NO: 9091203

DATE: 04 01 2009

CATEGORY: ADA

TYPE: LIQ

REFERENCE: 3078201

REFERENCE DATE: 03 19 2003

CASES: A - 570 - 863

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PERIOD COVERED: 12 01 2007 TO 11 30 2008

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR PARTIAL RECISSION OF
ANTIDUMPING ORDER ON HONEY FROM CHINA (A-570-863);
EXCLUDE ENTRIES AFFECTED BY INJUNCTION IN PARA. 4

1. THE ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY ORDER ON
HONEY FROM THE PRC (A-570-863), COVERING THE PERIOD 12/01/2007
THROUGH 11/30/2008, HAS BEEN RESCINDED FOR THE FIRMS LISTED
BELOW. YOU ARE TO ASSESS ANTIDUMPING DUTIES FOR ENTRIES BY THESE
FIRMS, ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION
DURING THE PERIOD 12/01/2007 THROUGH 11/30/2008 AT THE CASH
DEPOSIT OR BONDING RATE REQUIRED AT THE TIME OF ENTRY.

LIQUIDATE ALL ENTRIES FOR THE FOLLOWING FIRMS, EXCEPT IF
PARAGRAPH 4 BELOW APPLIES:

COMPANY: ANHUI HONGHUI FOODSTUFF (GROUP) CO. LTD.
CASE NUMBER: A-570-863-015

COMPANY: JIANGSU KANGHONG NATURAL HEALTHFOODS CO. LTD.
CASE NUMBER: A-570-863-018

COMPANY: SHANGHAI TAISIDE TRADING CO., LTD.
CASE NUMBER: A-570-863-021

COMPANY: WUHAN BEE HEALTHY CO., LTD
CASE NUMBER: A-570-863-010

2. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES
OF SUBJECT MERCHANDISE DURING THE PERIOD 12/01/2007 THROUGH
11/30/2008 OCCURRED WITH THE PUBLICATION OF THE NOTICE OF
RESCISSION OF ADMINISTRATIVE REVIEW (74 FR 11087, 03/16/2009).

3. FOR ALL OTHER SHIPMENTS OF HONEY FROM THE PRC NOT COVERED BY
PARAGRAPH 1 ABOVE, YOU SHALL, UNLESS OTHERWISE INSTRUCTED,
CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED DUTIES FOR THE
MERCHANDISE AT THE CURRENT RATES.

4. THE INJUNCTION WITH COURT NUMBER 02-00057, IN MESSAGE NUMBER
3078201, DATED 03/19/2003, IS APPLICABLE TO ANY ENTRIES OF HONEY
FROM THE PRC THAT WERE THE SUBJECT OF AN AFFIRMATIVE CRITICAL
CIRCUMSTANCES FINDING AND WERE ENTERED ON OR AFTER 02/10/2001, OR
WERE THE SUBJECT OF A NEGATIVE CRITICAL CIRCUMSTANCES FINDING AND
WERE ENTERED ON OR AFTER 05/11/2001; AND, REMAIN UNLIQUIDATED AS
OF 03/23/2003, AND WERE EXPORTED TO OR IMPORTED BY THE FIRMS
LISTED BELOW.

ACCORDINGLY, UNTIL FURTHER NOTICE, DO NOT LIQUIDATE SUCH ENTRIES
OF SUBJECT MERCHANDISE EXPORTED OR PRODUCED BY THE COMPANIES
LISTED IN PARAGRAPH 1 ABOVE AND IMPORTED BY ANY OF THE FIRMS
NOTED BELOW:

- ZHEJIANG NATIVE PRODUCE AND ANIMAL BY PRODUCTS I/E GROUP CORP.,
- KUNSHAN FOREIGN TRADE CO.,
- CHINA (TUSHU) SUPER FOOD I/E CORP.,
- HIGH HOPE INTERNATIONAL GROUP JIANGSU FOODSTUFFS I/E CORP.,
- NATIONAL HONEY PACKERS DEALERS ASSOCIATION,
- ALFRED L. WOLFF, INC.,
- C.M. GOETTSCHKE CO.,
- CHINA PRODUCTS NORTH AMERICA, INC.,
- PURE SWEET HONEY FARM, INC.,
- EVERGREEN COYLE GROUP, INC.,
- EVERGREEN PRODUCE, INC.,
- SUNLAND INTERNATIONAL, INC.,
- D.F. INTERNATIONAL (USA) INC.

5. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CBP ON SHIPMENTS OR ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930. SECTION 778 REQUIRES THAT CBP PAY INTEREST ON OVERPAYMENTS, OR ASSESS INTEREST ON UNDERPAYMENTS, OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES.

THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE PAYMENT OF ESTIMATED ANTIDUMPING DUTIES IS REQUIRED THROUGH THE DATE OF LIQUIDATION.

THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

6. UPON ASSESSMENT OF ANTIDUMPING DUTIES, CBP SHOULD REQUIRE THAT THE IMPORTER PROVIDE A REIMBURSEMENT STATEMENT AS DESCRIBED IN SECTION 351.402(f)(2) OF COMMERCE REGULATIONS. THE IMPORTER SHOULD PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION OF THE ENTRY.

IF THE IMPORTER CERTIFIES THAT IT HAS AN AGREEMENT WITH THE MANUFACTURER, PRODUCER, SELLER, OR EXPORTER TO BE REIMBURSED ANTIDUMPING DUTIES, CBP SHOULD DOUBLE THE ANTIDUMPING DUTIES IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION.

ADDITIONALLY, IF THE IMPORTER DOES NOT PROVIDE THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CBP SHOULD PRESUME REIMBURSEMENT AND DOUBLE THE ANTIDUMPING DUTIES DUE.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT THE OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202)482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED BY O9: BHW).

8. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

CHRISTINE M. FURGASON

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party